

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

SANTINO P., by and through his Parent,
JOSEPH P.,

Plaintiff,

v.

PENNSYLVANIA DEPARTMENT OF
EDUCATION,

Defendant.

CIVIL ACTION
NO. 16-5230

ORDER

AND NOW, this 15th day of June, 2017, after consideration of the parties' cross-motions for summary judgment, (ECF Nos. 15 & 16), and the responses thereto, (ECF Nos. 19 & 20), it is hereby ordered that Plaintiff's motion, (ECF No. 15), is **DENIED** and Defendant's motion, (ECF No. 16), is **GRANTED**. Plaintiffs' claim is **DISMISSED** with prejudice. The case shall be **CLOSED** for statistical purposes.

BY THE COURT:

/s/ Gerald J. Pappert
GERALD J. PAPPERT, J.